

Message Text

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46

ACTION EUR-25

INFO OCT-01 ISO-00 EURE-00 SSO-00 NSCE-00 USIE-00 INRE-00

CIAE-00 PM-07 INR-10 L-03 NEA-10 NSAE-00 PA-03 RSC-01

PRS-01 SPC-03 TRSE-00 SAJ-01 DODE-00 NSC-10 SS-15

ACDA-19 IO-13 NIC-01 OMB-01 SCEM-02 SCI-06 CEQ-02

EPA-04 DRC-01 /139 W

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FM USMISSION BERLIN

TO AMEMBASSY BONN IMMEDIATE

INFO SECSTATE WASHDC IMMEDIATE 2435

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO

C O N F I D E N T I A L BERLIN 1640

EO 11652: GDS

TAGS: PGOV, WB, GW, UR

SUBJECT: LOCATION OF FRG ENVIRONMENTAL OFFICE IN BERLIN

REF: BONN 13594

1. WE APPRECIATE DIFFICULTY OF MAINTAINING TRIPARTITE
AGREEMENT ON COMPROMISE TEXT, BUT TONE OF FRENCH RE-
DRAFT (REFTEL) STRIKES AS EXCESSIVELY DEFENSIVE.

WE WOULD HOPE IT MIGHT BE POSSIBLE WITHOUT RISKING
EXCESSIVE DELAY AT LEAST TO MAKE FOLLOWING COSMETIC
CHANGES IN PARAGRAPHS B AND C.

A. FIRST SENTENCE OF PARAGRAPH B MIGHT BE GIVEN MORE
POSITIVE TONE IF RECAST AS FOLLOWS:

"THE QA AND ITS ACCOMPANYING DOCUMENTS ARE NOT
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BASED ON THE GENERAL PRINCIPLE THAT THE FEDERAL PRESENCE

IN WSB IS TO BE REDUCED. MOREOVER, NO PROVISION TO THIS EFFECT IS CONTAINED IN THE QA AND ITS ACCOMPANYING DOCUMENTS."

B. FINAL SENTENCE OF PARAGRAPH C MIGHT ALSO BE REVISED SLIGHTLY AS FOLLOWS:

"THIS ORGANIZATION WOULD BE AUTHORIZED TO ACT ONLY IN A MANNER CONSISTENT WITH THE QA AND ITS ACCOMPANYING DOCUMENTS,..."

2. CONCERNING POINTS ON BERLIN AUTHORIZATION PROCEDURE RAISED PARA 5 REFTEL:

A. WORD "DRAFT" BEFORE "LEGISLATION RESPECTING SUCH AN AGENCY" IS TECHNICALLY CORRECT IN BK/L SINCE LEGISLATION PASSED BY BUNDESTAG AND PROMULGATED IN FRG REMAINS "DRAFT" BERLIN LEGISLATION UNTIL IT IS ACTED UPON BY BERLIN HOUSE OF REPRESENTATIVES.

B. WE WOULD NOT ENVISAGE REPEATING FULL SCENARIO, INCLUDING SENAT REQUEST WITH RESPECT TO ESTABLISHMENT OF PERMANENT OFFICE IN BERLIN. WE WOULD JUDGE IT SUFFICIENT FOR ALLIES TO INCLUDE IN AUTHORIZING BK/L AT TIME HOUSE IS TO ACT ON BUNDESTAG LAW STATEMENT THAT THEY WERE WILLING FOR SENAT TO MAKE ARRANGEMENTS FOR PERMANENT OFFICE TO BE LOCATED IN BERLIN.

C. WE WOULD CONSIDER IT PROPER TO INFORM BELETSKIY EITHER IN OUR FORMAL RESPONSE TO HIS DEMARCHE, OR IN A PARENTHETICAL COMMENT WHEN OUR RESPONSE IS MADE, THAT AUTHORIZATION FOR INTERIM OFFICE HAS BEEN ACCOMPLISHED "IN ACCORDANCE WITH ESTABLISHED PROCEDURES." EVEN THOUGH WE HAVE NOT FOUND RECORD OF ESTABLISHMENT OF OFFICE SIMILAR TO PROPOSED INTERIM ENVIRONMENT OFFICE, ESSENTIAL POINT IS THAT FRG GOVERNMENTAL DECISION WOULD BE GIVEN EFFECT IN BERLIN NOT DIRECTLY BUT ONLY THROUGH BERLIN ACTION, INCLUDING ALLIED REVIEW AND AUTHORIZATION, WHICH WE CONSIDER TO BE RELEVANT "ESTABLISHED PROCEDURE." POINT CAN, HOWEVER, BE CONFIDENTIAL

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FINESSED AS IT IS IN FRENCH REDRAFT.KLEIN

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